

COMMISSIONER FOR PATENTS
P.O. Box 1450,
Alexandria, VA, 22313-1450



Docket No.: 208-1004
Date: January 25, 2006

ZPW
AF/16/5

In re application of: Lino TAVARES, et al.
Serial No.: 10/045,607
Filed: October 23, 2001
For: LORATIDINE TRANSDERMAL DEVICE AND METHODS

Sir:

Transmitted herewith is a APPELLANTS BRIEF ON APPEAL UNDER 37 C.F.R. §1.192 in the above-identified application.

- [] Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.
- [] Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.
- No fee for additional claims is required.
- [] A filing fee for additional claims calculated as shown below, is required:

	(Col. 1)	(Col. 2)	
FOR:	REMAINING	HIGHEST	
	AFTER	PREVIOUSLY	PRESENT
	AMENDMENT	PAID FOR	EXTRA
TOTAL CLAIMS	17 Minus 20	=	0
INDEP. CLAIMS	3 Minus 3	=	0
[] FIRST PRESENTATION OF MULTIPLE DEP. CLAIM			

SMALL ENTITY		LARGE ENTITY	
RATE	FEE	OR	RATE
1x \$ 9	\$ 0 .00	1x \$ 18	\$ 0 .00
1x \$ 42	\$ 0 .00	1x \$ 84	\$ 0 .00
+ \$140	\$ 0 .00	+ \$280	\$ 0 .00

TOTAL: \$ OR TOTAL: \$00.00

- * If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- Also transmitted herewith are:
 - Petition for extension under 37 C.F.R. 1.136
 - Notice of Appeal
 - Two copies of APPELLANTS BRIEF (36 pages total)
- Check(s) in the amount of \$2,020.00 is/are attached to cover:
 - The statutory fee for the Notice of Appeal (\$500.00)
 - The statutory fee for filing this brief in support of the appeal (\$500.00)
 - The Petition fee for the three month extension of time under 37 C.F.R. 1.136(a) (1,020.00).
- The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
 - Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
 - Any patent application processing fees under 37 C.F.R. 1.17 and the fee of \$320.00 for filing a Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences.
 - Any petition fees for extension under 37 C.F.R. 1.136 and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

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I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with sufficient postage to the United States Postal Service as "first class mail" in an envelope addressed to "Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on January 25, 2006.
DAVIDSON, DAVIDSON & KAPPEL, LLC

BY:

Marina Krioutchkova